

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WILLIAM KALLINEN,

Plaintiff,

v.

NANCY BERRYHILL, Commissioner of
Social Security,

Defendant.

CASE NO. C17-5972-JCC

ORDER

This matter comes before the Court on Plaintiff's unopposed motion for attorney fees
(Dkt. No. 21) pursuant to 42 U.S.C. § 406(b)(1):

Whenever a court renders a judgment favorable to a claimant under this subchapter who was represented before the court by an attorney, the court may determine and allow as part of its judgment a reasonable fee for such representation, not in excess of 25 percent of the total past-due benefits.

42 U.S.C. § 406(b)(1). Plaintiff agreed to pay his attorney 25 percent of the total back-pay benefits if he prevailed on appeal. (Dkt. No. 21-1 at 1.) Plaintiff's appeal was successful and Plaintiff received \$86,192 in back-pay benefits. (Dkt. No. 21-2 at 1.) Plaintiff now moves the Court to approve attorney fees in the amount of \$17,028. (Dkt.

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1 No. 21.) This amount is consistent with the statutory maximum and fee agreement. (Dkt.
2 Nos. 21 at 4, 21-1.)

3 The Court finds that the total fee request is reasonable given the amount of time
4 counsel expended on this case. Therefore, Plaintiff's motion for attorney fees (Dkt. No.
5 21) is GRANTED. The Court authorizes counsel to charge attorney fees in the amount of
6 \$17,028 in accordance with 42 U.S.C. § 406(b)(1). Counsel is DIRECTED to refund
7 Plaintiff \$2,685.27, the amount previously paid to counsel under the Equal Access to
8 Justice Act, 28 U.S.C. § 2412. (See Dkt. No. 21 at 2.)
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10 DATED this 22nd day of January 2019.

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A handwritten signature in black ink, reading "John C. Coughenour", is written over a horizontal line.

John C. Coughenour
UNITED STATES DISTRICT JUDGE